

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Gerianne Tringali DiPiano, Peter Kevin Mays and John Ziemniak

Serial No.: 10/751,056

Group Art Unit: 1628

Filed: January 2, 2004

Examiner: Jennifer M. Kim

For: *PHARMACEUTICAL PREPARATIONS FOR TREATMENTS OF  
DISEASES AND DISORDERS OF THE BREAST*

Mail Stop Petitions  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

**PETITION TO CORRECT ASSIGNEE NAME**

Sir:

Responsive to the Notice Denying Issuance of a Certificate of Correction mailed on November 30, 2010 in connection with U.S. Patent No. 7,812,010, which issued from the above-identified application, Patentee respectfully petitions correction of assignment data as set forth in 37 C.F.R. § 3.81(B).

As required by the Notice Denying Issuance of a Certificate of Correction, this Petition is accompanied by: a statement that the failure to include the correct assignee name on the PTOL-85B was inadvertent; copies of the Notices of Recordation of Assignment documents reflecting the reel and frame number where the assignments are recorded and reflecting proof of the date the assignment was submitted for recordation; and an authorization for the Commissioner to charge \$130.00, the processing fee set forth in 37 C.F.R. § 1.17(i) to Deposit Account No. 50-3129.

If the Petition to correct the Assignee name is granted, Patentee respectfully requests that the file be forwarded to the Certificate of Correction Branch, for issuance of a Certificate of Correction.

As set forth in MPEP § 1481.1 with respect to a request for a patent to be corrected to state the name of the assignee, Patentee includes a request for a certificate of correction under 37 C.F.R. § 1.323 along with a Certificate of Correction, Form PTO/SB/44, and a statement that the assignment was submitted for recordation as set forth in 37 C.F.R. § 3.11 before issuance of the patent. The Commissioner was authorized to charge the fee for a Request for a Certificate of Correction to Deposit Account No. 50-3129, with the Request for a Certificate of Correction filed on November 23, 2010.

It is believed that no additional fee is required with this submission. However, should an additional fee be required, the Commissioner is required to charge the fees to Deposit Account No. 50-3129.

### Remarks

A. Through inadvertent error, Patentee included an incorrect name of the assignee of U.S. Patent No. 7,812,010 on the Issue Fee Transmittal (PTOL-85B). Assignee, FemmePharma Holding Co., Inc. should have been included, instead of FemmePharma, Inc. This error was inadvertent, made in good faith, and does not involve changes in the patent so as to constitute new matter or to require reexamination.

B. The assignment to the assignee FemmePharma Holding Co., Inc. was submitted for recordation as set forth in 37 CFR § 3.11 before issuance of the patent (see attached Notice of Recordation of Assignment documents).

Therefore, Patentee respectfully petitions for correction of the assignees' names and address in the issued patent and requests issuance of a Certificate of Correction.

C. This Petition is filed along with:

1. a Request for Certificate of Correction;
2. a Certificate of Correction, Form PTO/SB/44;
3. the fee required under 37 C.F.R. § 1.17(i);
4. the correct name and address of the assignee (below); and
5. the reel and frame numbers where the assignments are recorded (below).
6. copies of Notices of Recordation of Assignment Documents, reflecting the reel and frame number where the assignments are recorded and reflecting proof of the date the assignment was submitted for recordation.

D. The correct name and address of the assignee is:

1. FemmePharma Holding Co., Inc.

37 West Avenue, 2<sup>nd</sup> Floor

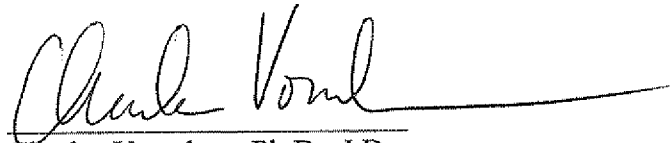
Wayne, Pennsylvania 19087

2. Assignment from inventors Gerianne Tringali DiPiano and Peter Kevin Mays to FemmePharma, Inc. was recorded at Reel [014835] and Frame [0986].

3. Assignment from FemmPharma, Inc. to FemmePharma Holding Co., Inc. was recorded at Reel [016087] and Frame [0559].

4. Assignment from inventor John Zemniak to FemmePharma Holding Co., Inc. was recorded at Reel [018722] and Frame [0556].

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Charles Vorndran', followed by a long horizontal line extending to the right.

Charles Vorndran, Ph.D., J.D.  
Reg. No. 45,315

Date: December 29, 2010

PABST PATENT GROUP LLP  
1545 Peachtree Street, NE  
Suite 320  
Atlanta, Georgia 30309  
(404) 879-2153  
(404) 879-2160 (Facsimile)